

Message Text

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11

ACTION STR-04

INFO OCT-01 IO-11 ISO-00 STRE-00 FEA-01 AGR-05 CEA-01

CIAE-00 COME-00 DODE-00 EB-07 FRB-03 H-02 INR-07

INT-05 L-03 LAB-04 NSAE-00 NSC-05 PA-01 AID-05

CIEP-01 SS-15 TAR-01 TRSE-00 USIA-06 PRS-01 SP-02

OMB-01 AF-06 ARA-06 EA-07 EUR-12 NEA-10 /133 W

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R 151605Z JAN 76

FM USDEL MTN GENEVA

TO SECSTATE WASHDC 1030

LIMITED OFFICIAL USE MTN GENEVA 00262

ACTION STR

H PASS CODEL

E.O. 11652: N/A

TAGS: MTN ETRD GATT

SUBJECT: TARIFFS-TECHNICAL DISCUSSION WITH EC

REF: 75 MTN GENEVA 9447

1. FOLLOWING IS TEXT OF LETTER FROM DUGIMONT OF EC
DELEGATION TO MCNAMARA:

"I WISH TO REFER TO OUR CONVERSATIONS ABOUT THE
SPECIAL DUTY OF 50 PERCENT ON THE COST OF EQUIPMENT
OR REPAIRS MADE ABROAD ON U.S. SHIPS.

WE RECENTLY FOUND THE MENTION IN THIS SPECIAL
DUTY IN THE ANNEXES TO THE U.S. TARIFF. IN THE 1976
VERSION OF THIS TARIFF, IT FIGURES UNDER THE
HEADING 'SPECIAL STATISTICAL REPORTING NUMBERS,' AT
PAGE 643, COPY OF WHICH IS ENCLOSED. I ALSO ATTACH
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A COPY OF THE SECTION 466 OF THE TARIFF ACT OF 1930,

AS AMENDED. AS YOU WILL SEE, THIS SPECIAL DUTY ALSO APPLIES TO REPAIRS AND EQUIPMENT OF AIRCRAFT REGISTERED IN THE UNITED STATES.

I WISH TO CONFIRM THAT THE COMMUNITY ATTACHES GREAT IMPORTANCE TO THE NEGOTIATION OF THIS DUTY IN THE CONTEXT OF THE MTN.

AS THIS DUTY DOES NOT FIGURE SPECIFICALLY IN THE TARIFF SCHEDULES OF THE UNITED STATES, WE WOULD WANT TO KNOW UNDER WHICH PROCEDURES IT WILL BE NEGOTIATED IN THE FRAMEWORK OF THE MTN."

2. IN PREVIOUS DISCUSSION WITH EC ON THIS QUESTION, ERRONEOUSLY IDENTIFIED AS TSUS 806.20 IN REFTTEL, WE INDICATED BELIEF THAT SECTION 601(7) OF TRADE ACT APPEARED TO LIMIT PRESIDENT'S SECTION 101 TARIFF AUTHORITY TO TSUS SCHEDULES 1-7 (ALTHOUGH SECTION 102 AUTHORITY AND PROCEDURES MIGHT BE RELEVANT TO TARIFF ON SHIP REPAIR). WE ALSO NOTED THAT PRESIDENT HAD NOT INCLUDED IN PUBLIC LIST THE TARIFF ON SHIP REPAIR. EC STATED THAT IT HAD NOTIFIED THIS ITEM IN NTM INVENTORY (SEE NOTIFICATION 717 IN MTN/3B/5).

3. ACTION REQUESTED: APART FROM QUESTION OF WHETHER, FOR POLICY REASONS, U.S. MAY NOT WISH TO NEGOTIATE ON THIS ITEM, WE WOULD APPRECIATE RECEIVING LEGAL OPINION ON QUESTIONS RAISED IN PARAGRAPH 2. CULBERT

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Message Attributes

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Capture Date: 01 JAN 1994
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Copy: SINGLE
Draft Date: 15 JAN 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: morefirh
Disposition Case Number: n/a
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Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Margaret P. Grafeld
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